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Attorneys for Defendant Norman Kastner

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

GALLINA FAMILY BANK IRREVOCABLE
TRUST, a Nevada Trust; JOHN GALLINA, an
individual; and RICHARD F. GALLINA, as
trustee of the GALLINA FAMILY BANK
IRREVOCABLE TRUST,

Plaintiffs,

vs.

THE LINCOLN NATIONAL LIFE
INSURANCE COMPANY, a foreign
Company; NORMAN KASTNER, an
Individual; THE LEADERS GROUP, INC.,
a foreign company; WS GRIFFITH
SECURITIES, INC., a foreign company;
CAPITAS FINANCIAL, INC., d/b/a THE
BLAIR AGENCY, a foreign company;
ROE CORPORATIONS 3-10, inclusive;
and DOES 1 – 10, inclusive,

Defendants..

Case No.: 2:21-cv-00090-JCM-DJA

**DEFENDANT NORMAN
KASTNER'S UNOPPOSED
MOTION TO EXTEND
DEADLINE TO FILE
RESPONSIVE PLEADING**

(FIRST REQUEST)

Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A) and LR IA 6-1, Defendant Norman Kastner ("Kastner") respectfully requests the Court to extend the deadline in which he has to answer or otherwise plead to Plaintiff's Second Amended Complaint, until February 4, 2021. In support of its Motion, Kastner states as follows:

1 1. Plaintiffs' Second Amended Complaint was filed on November 24, 2020 in
2 Clark County District Court [ECF No. 1-6].

3 2. Kastner was served on December 16, 2020 via process server.

4 3. Counsel for Kastner previously conferred with counsel for Plaintiffs and
5 requested an extension of time to respond to Plaintiffs' Second Amended Complaint up to
6 and including February 4, 2021. Plaintiffs' counsel agreed to the requested extension of
7 time.

8 4. Kastner filed a Notice of Removal [ECF No. 1] on January 15, 2020;
9 therefore, his current deadline to respond to the Plaintiff's Second Amended Complaint in
10 this Court is January 22, 2021.

11 5. Kastner now respectfully requests that the Court extend his deadline to
12 respond to the Second Amended Complaint by thirteen (13) days through and including
13 February 4, 2021.

14 6. Kastner is requesting this extension of time to allow his counsel adequate
15 time to collect and review documents and information relevant to the purchase and sale of
16 the insurance policy at issue in this case, which occurred nearly twenty years ago on March
17 21, 2001 [ECF 1-6 at ¶ 6], and to assess whether Nevada courts have personal jurisdiction
18 over Kastner.

19 7. This is Kastner's first request for an extension; this request is brought in good
20 faith and is not made to unnecessarily delay discovery or the proceedings in this matter.

21 8. No party will be prejudiced by the requested extension nor, respectfully, will
22 the extension unduly burden the Court.

23 9. Counsel for Kastner sought concurrence to this motion from counsel for
24 Plaintiffs. Plaintiffs' counsel indicated that Plaintiffs do not oppose Kastner's request to
25 extend his responsive pleading deadline to February 4, 2021.

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1 Defendant Kastner respectfully requests that the Court grant his Unopposed Motion
2 to Extend Deadline to File Responsive Pleading, extending its deadline to answer or
3 otherwise plead to Plaintiff's Second Amended Complaint through and until **February 4,**
4 **2021.**

5 DATED this 21st day of January, 2021.

6 LEWIS ROCA ROTHGERBER CHRISTIE LLP

7
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24 *Attorneys for Defendant Norman Kastner*

25 **IT IS SO ORDERED.**

26 
27 United States Magistrate Judge

28 Dated: January 22, 2021

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Lewis Roca
ROTHGERBER CHRISTIE

CERTIFICATE OF SERVICE

I hereby certify that on January 21, 2021, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system:

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